IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

OP.No. 13344 of 2001(L)

PETITIONER:

K.NADARAJAN,
TECHNICIAN GR. I (TIN SMITH),
ELECTRICAL REPAIR DEPOT,
SOUTHERN RAILWAY, PALAKKAD-9.

BY ADV. SMT.V.P.SEEMANDINI

RESPONDENTS:
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1. **THE DISTRICT COLLECTOR,**
   PALAKKAD.

2. **THE TAHSILDAR, TALUK OFFICE, CHITTOOR.**

3. **THE DIVISIONAL MANAGER, SOUTHERN RAILWAY DIVIL. OFFICE,**
   PALAKKAD-9.

4. **THE SENIOR DIVISIONAL PERSONNEL OFFICER,**
   DIVL. OFFICE, SOUTHERN RAILWAY, PALAKKAD-9.

BY ADV. T.S.RAJAN
SRI.M.C.CHERIAN,SR.SC.,RAILWAYS
GOVERNMENT PLEADER SRI. P.SANTHOSH KUMAR

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 06/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NO. 21244/2001 IN OP NO. 13344/2001 L.

DISMISSED

06/06/2007. **SD/- KURIAN JOSEPH, JUDGE.**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE CASTE CERTIFICATE ISSUED BY THE R2 DT. 27/9/78.

EXT.P2. COPY OF THE RELEVANT PAGE OF THE BOOK IN THE YEAR 1979.

EXT.P3. COPY OF THE LETTER DT. 28/3/98 BY THE R2.

EXT.P4. COPY OF THE STAY ORDER DT. 25/7/94.

EXT.P5. COPY OF THE JUDGMENT OF THE CAT DT. 18/6/98.

EXT.P6 & 7. COPY OF THE NOTICE DATED 3/3/2001 AND THE EXPLANATION DT. 13/3/2001.

EXT.P8. COPY OF THE ORDER DT. 31/3/2001 BY THE R1.

RESPONDENT'S EXHIBITS

EXT.R4A. COPY OF THE PERFORMA (A) PARTICULARS OF CASUAL LABOURERS IN ELECTRICAL BRANCH.

EXT.R4B. COPY OF THE PROCEEDINGS OF THE DIST. COLLECTOR, PALAKKAD DT. 31/3/2001.

EXT.R4C. COPY OF THE RAILWAY BOARD LETTER NO. 98-E (SCT) 1/31/1 DATE 28/9/99.

True copy

tga

KURIAN JOSEPH, J.

O.P.No.13344 of 2001

Dated this the 6th day of June, 2007

JUDGMENT

The grievance is on Ext.P8 proceedings of the first respondent in the matter of cancellation of the caste certificate given to the petitioner. The grievance is that the first respondent does not have jurisdiction under Act 11/1996. The writ petition is hence disposed of making it clear that any further action in the matter shall only be after the matter is duly considered by the competent authority under Act 11/1996, with notice to the petitioner.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.NO.13344/2001

JUDGMENT

6th June, 2007